

**RECORD OF PROCEEDINGS**  
**COLORADO STATE BOARD OF VETERINARY MEDICINE**  
**PUBLIC MINUTES**  
**December 17, 2009**

---

Notice of this meeting was published at [www.dora.state.co.us/veterinarians/publicnotices.htm](http://www.dora.state.co.us/veterinarians/publicnotices.htm), at least 7 days in advance of the meeting date.

**I. CONVENE**

The Open Session of the meeting for the Colorado State Board of Veterinary Medicine was convened at One Civic Center Plaza, 1560 Broadway, Suite 110 D, Denver, Colorado 80202, at 8:35 a.m. by Michael Gotchey, DVM, Board President.

**In addition to Dr. Gotchey, were Board members:**

Richard Leone, DVM, Board Vice-President  
Joni Edwards, DVM, Board Secretary  
Kim Stone, DVM, Professional Member  
Kristin Woestehoff, DVM, Professional Member  
Stacy Worthington, Public Member

**Staff:**

Maulid Miskell, Program Director  
Rosemary Baker, Administrative Assistant  
Leanne Clasen, Program Manager  
Rita Quinn, Assistant Attorney General  
Abigail Gaskins, Compliance Monitor  
Kennetha Julian, Office of Expedited Settlement  
Leslii Lewis, Office of Expedited Settlement  
Jack Steele, Office of Expedited Settlement  
Glenn Frank, Office of Investigations  
Les Roberts, Office of Investigations  
Jacqueline Arcelin, State Board of Chiropractic Examiners

**II. APPROVAL OF MINUTES**

A motion was made, seconded, and carried to approve the October 8, 2009 meeting minutes.

**III. REPORTS**

**• Report from Maulid Miskell, Program Director.**

Mr. Miskell informed the Board that Rudyard Cooper, Public Board Member, resigned due to relocation to another state. The Governor's Office of Boards and Commissions will be seeking a replacement.

Mr. Miskell introduced Bryan Jameson, Policy Analyst from the Office of Policy, Research, and Regulatory Reform. Mr. Jameson will be attending meetings and contacting Board members and other interested parties concerning the upcoming Sunset Review.

Mr. Miskell proposed scheduling a meeting the day after the scheduled February 4, 2010 Board meeting to begin work on rules and policies. A motion was made, seconded and carried to schedule the meeting on February 5, 2010 at 8:30 a.m. in Conference Room 1250 C. Notice of this meeting will be published at least 7 days in advance of the meeting date.

Mr. Miskell reviewed the protocol for issuing a Letter of Concern.

**• Report from the Board President, Michael Gotchey, DVM.**

At Dr. Gotchey's request, Dr. Edwards gave a report on the Fall Leadership Conference sponsored by the Colorado Veterinary Medical Association from November 13 to 15, 2009.

**IV. CONTINUING EDUCATION**

• **Continuing Education Requests – Joni Edwards, DVM**

The bi-monthly requests were reviewed in advance by Dr. Edwards. A motion was made, seconded, and carried to approve all continuing education requests as submitted.

**V. OPEN FORUM**

Ralph Johnson from the Colorado Veterinary Medical Association informed the Board that CVMA had established a Task Force to monitor the upcoming Sunset Review.

Denise Mikita from the Colorado Association of Certified Veterinary Technicians (CACVT) introduced their newly hired Administrator, Jeff Bowles.

**VI. NEW BUSINESS**

• **Memorandum regarding NBVME presentation.**

Dr. Mike Thomas and Dr. James Dalley from the National Board of Veterinary Medical Examiners gave a presentation and slide show about the history and process at NBVME.

• **Memorandum regarding Animal Chiropractic presentation.**

Jacqueline Arcelin from the Board of Chiropractic Examiners staff gave a presentation and handout regarding the new legislation and three programs for animal chiropractic that the Chiropractic Board had approved. A motion was made, seconded and carried to approve the Chiropractic Board's actions.

• **Memorandum regarding Pima Medical Institute.**

Board Noted.

• **Memorandum regarding American Association of Rehabilitation Veterinarians.**

Board Noted.

• **Memorandum regarding American Physical Therapy Association.**

Board Noted.

• **Memorandum regarding Food and Drug Administration and Phenylbutazone.**

Board Noted.

• **Memorandum regarding shelter animal medications.**

A motion was made, seconded and carried to table responding to questions from the Table Mountain Animal Shelter until the Board of Pharmacy could offer an opinion.

**VII. OLD BUSINESS**

• **Memorandum regarding 2010 Board meeting schedule. (Tabled from the October 8, 2009 Board meeting.)**

A motion was made, seconded and carried to approve the schedule as amended. The October 7, 2010 meeting was moved to October 14, 2010.

• **Memorandum regarding Colorado State University spring presentation. (Tabled from the October 8, 2009 Board meeting.)**

Members of the Board volunteered to participate in a lecture presentation at CSU on Tuesday, April 27, 2010 from 2:00 p.m. to 2:50 p.m. They are Dr. Joni Edwards, Dr. Michael Gotchey, Dr. Kim Stone, Dr. Kristin Woestehoff, and Stacy Worthington.

- Board Noted.

## VIII.

- ## Yes Applications

- A motion was made, seconded, and carried to approve for licensure.

## IX.

**Case #2010-0754****Case #2010-0755****Case #2010-0760****Case #2010-0546****Case #2010-1051****Case #2010-1315****Case #2010-1317**

After careful consideration of the information provided, a motion was made, seconded, and carried to refer to Executive Session for possible disciplinary action.

After careful consideration of the information provided, a motion was made, seconded, and carried to dismiss the case without merit.

After careful consideration of the information provided, a motion was made, seconded, and carried to refer to Executive Session for possible disciplinary action. Upon returning to Open Session, a motion was made, seconded, and carried to dismiss the case. The Board found that there was no reasonable cause to warrant further action at this time.

After careful consideration of the information provided, a motion was made, seconded, and carried to dismiss the case without merit.

After careful consideration of the information provided, a motion was made, seconded, and carried to table pending further information.

After careful consideration of the information provided, a motion was made, seconded, and carried to table pending further information.

After careful consideration of the information provided, a motion was made, seconded, and carried to refer to Executive Session for possible disciplinary action. Upon returning to Open Session, a motion was made, seconded, and carried to dismiss the case. The Board found that there was no reasonable cause to warrant further action at this time.

After careful consideration of the information provided, a motion was made, seconded, and carried to refer to Executive Session for possible disciplinary action.

After careful consideration of the information provided, a motion was made, seconded, and carried to refer to Executive Session for possible disciplinary action.

After careful consideration of the information provided, a motion was made, seconded, and carried to refer to Executive Session for possible disciplinary action.

After careful consideration of the information provided, a motion was made, seconded, and carried to dismiss the case without merit.

After careful consideration of the information provided, a motion was made, seconded, and carried to dismiss the case without merit.

After careful consideration of the information provided, a motion was made, seconded, and carried to dismiss the case without merit.

**AGENDA ITEM #20**                      **Lisa Barlow, DVM #4207**                      **Case #2010-1321**

Dr. Stone recused himself from the discussion and the vote, and exited the room. After careful consideration of the information provided, a motion was made, seconded, and carried to refer to Executive Session for possible disciplinary action. Upon returning to Open Session, a motion was made, seconded, and carried to dismiss the case. The Board found that there was no reasonable cause to warrant further action at this time.

**AGENDA ITEM #21**                      **David Israel, DVM #8667**                      **Case #2010-1599**

After careful consideration of the information provided, a motion was made, seconded, and carried to dismiss the case without merit.

**AGENDA ITEM #22**                      **Cristine Hunter, DVM #7843**                      **Case #2010-1151**

Ms. Worthington recused herself from the discussion and the vote, and exited the room. After careful consideration of the information provided, a motion was made, seconded, and carried to dismiss the case without merit.

**X.      TABLED**

**David Robinson, DVM #4073**                      **Case #2009-3510**

After careful consideration of the information provided, a motion was made, seconded, and carried to dismiss the case without merit.

**Kathleen Brown, DVM #2794**                      **Case #2010-0121**

After careful consideration of the information provided, a motion was made, seconded, and carried to refer to Executive Session for possible disciplinary action.

**XI.     OFFICE OF INVESTIGATIONS**

**Robyn Elmslie, DVM #5596**                      **Case #2009-2124**

After careful consideration of the information provided, a motion was made, seconded, and carried to refer to Executive Session for possible disciplinary action.

**Lee Bregitzer, DVM #2082**                      **Case #2009-1760**

After careful consideration of the information provided, a motion was made, seconded, and carried to refer to Executive Session for possible disciplinary action.

**James Graf, DVM #5781**                      **Case #2009-3360**

After careful consideration of the information provided, a motion was made, seconded, and carried to refer back to the Office of Investigations for additional information.

**XII.    STIPULATIONS**

• **Open Stipulations Report**  
**November 23, 2009**

Board Noted.

• **Kenneth Geohegan, DVM #5009**  
**Case # 2008-0260 and #2008-0610**

After careful consideration of the information provided, a motion was made, seconded, and carried to accept the required records report with guidance for improvement in the next two write-ups.

• **Gyula Joo, DVM #3768**  
**Case # 2005-0692**

After careful consideration of the information provided, a motion was made, seconded, and carried to grant termination from probation.

- **Norman Laber, DVM #1748**

- Case # 2008-3683**

- After careful consideration of the information provided, a motion was made, seconded, and carried to table pending improvement per the practice monitor.

- **Jeffrey Piper, DVM #5054**

- Case # 2007-0474**

- After careful consideration of the information provided, a motion was made, seconded, and carried to grant termination from probation.

**XIII. ADJOURNMENT - OPEN SESSION**

Michael Gotchey, DVM, Board chair, moved on December 17, 2009 at 2:59 p.m. that the Board of Veterinary Medicine enter into Executive Session for the purpose of discussing with counsel disputes that are the subject of pending or imminent court action, discussing specific claims or grievances, and receiving legal advice on specific legal questions, pursuant to Colorado Revised Statutes section 24-6-402 (3) (a) (II), including:

- ☐ The legal basis for potential disciplinary action, and, where warranted, recommended settlement guidance for matters discussed in open session today and referred to executive session.

- Jack Lebel, DVM
    - Scott Carpenter, DVM
    - Gwen Gadd, DVM
    - Teresa Seggerman, DVM
    - Laura Thompson (Higgins), DVM
    - Felix Duerr, DVM
    - Michael King, DVM
    - Lisa Klopp, DVM
    - Anthony Henderson, DVM
    - Larry Krugman, DVM (2 cases)
    - Brad Hines, DVM
    - Lisa Barlow, DVM
    - Kathleen Brown, DVM
    - Robyn Elmslie, DVM
    - Lee Bregitzer, DVM

- ☐ Settlement, counteroffers and other legal questions pertaining to open cases referred to the Expedited Settlement Program, including the case status report.

- ☐ Counteroffers, settlement issues and other legal questions pertaining to cases with the Attorney General's Office, including the case status report.

- ☐ Specific claims or grievances, or regarding legal advice on specific legal questions, specifically changes to the Open Meetings law.

**XIII. ADJOURNMENT - EXECUTIVE SESSION**

Open session of the meeting for the Board of Veterinary Medicine adjourned at 2:59 p.m. The Board then entered into Executive Session and reconvened in Open Session at 6:00 p.m. The final meeting adjournment was at 6:05 p.m. The Board will reconvene on Thursday, February 4, 2010 at One Civic Center Plaza, Room 1250 C, Denver, CO 80202, at approximately 8:30 a.m.

**Attestation:**

Pursuant to § 24-6-402(2)(d.5)(I)(B), C.R.S., as Board Chair, I attest that the Executive Session of the Colorado State Board of Veterinary Medicine meeting held on October 8, 2009 was confined to the topics authorized for discussion pursuant to § 24-6-402(3)(a)(II), (III), and (IV), C.R.S.

Approved by \_\_\_\_\_ Signed by Michael Gotchey, DVM \_\_\_\_\_ December 17, 2009  
Board President Date

Pursuant to § 24-6-402(2)(d.5)(I)(B), C.R.S., as counsel for the Board, I attest that it is my opinion that all matters discussed during the Executive Session of the Colorado State Board of Veterinary Medicine meeting held on October 8, 2009 constituted attorney-client communications and the contents of attorney-client discussions are not reflected within these minutes.

Approved by \_\_\_\_\_ Signed by Rita Quinn \_\_\_\_\_ December 17, 2009  
Assistant Attorney General Date